

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION

FILED BY *[Signature]* D.C.

05 SEP 15 AM 10: 26

UNITED STATES OF AMERICA)
Plaintiff,)
VS.) CR. NO. 04-20485-D
MARK MERRELL)
Defendant.)

THOMAS M. GOULD
CLERK, U.S. DISTRICT COURT
WD OF TN MEMPHIS

**ORDER ON CHANGE OF PLEA
AND SETTING**

This cause came to be heard on September 14, 2005, the United States Attorney for this district, Stuart J. Canale, appearing for the Government and the defendant, Mark Merrell, appearing in person and with counsel, Juni S. Ganguli, who represented the defendant.

With leave of the Court, the defendant withdrew the not guilty plea heretofore entered and entered a plea of guilty to Count 1 of the Indictment.

Count 2 shall be dismissed at the Sentencing Hearing.

Plea colloquy was held and the Court accepted the guilty plea.

SENTENCING in this case is SET for TUESDAY, DECEMBER 13, 2005, at 1:30 P.M., in Courtroom No. 3, on the 9th floor before Judge Bernice B. Donald.

Defendant is allowed to remain released on present bond.

ENTERED this the 14 day of September, 2005.

Bernice B. Donald
BERNICE B. DONALD
UNITED STATES DISTRICT JUDGE

This document entered on the docket sheet in compliance
with Rule 55 and/or 32(b) FRCrP on 10/10/05

(62)



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This notice confirms a copy of the document docketed as number 62 in case 2:04-CR-20485 was distributed by fax, mail, or direct printing on September 15, 2005 to the parties listed.

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Honorable Bernice Donald
US DISTRICT COURT